

STATE OF RHODE ISLAND
DEPARTMENT OF CHILDREN, YOUTH AND FAMILIES

PUBLIC NOTICE OF PROPOSED RULE-MAKING

In accordance with Rhode Island General Law (RIGL) 42-35 and 42-72-5, notice is hereby given that the Department of Children, Youth and Families proposes to repeal the following Department rule:

Education of Non-Adjudicated Residents

This rule is proposed for repeal because its content is being added to an amended and fully integrated rule covering all educational services at the RI Training School. The amended rule, Education Program at the Rhode Island Training School (formerly named Administration of the Education Program at the Rhode Island Training School) combines previously separate policies into one comprehensive regulation for greater ease of use by staff and the general public. In the repeal of this rule, consideration was given to: (1) alternative approaches and (2) overlap or duplication with other statutory and regulatory provisions. No alternative approach or duplication or overlap was identified based upon available information.

This repealed rule is accessible on the DCYF website (<http://www.dcyf.ri.gov>) or the R.I. Secretary of State's website (<http://www.sec.state.ri.us/ProposedRules/>). Interested persons may submit written comments by **February 9, 2015** to Susan Bowler, Department of Children, Youth and Families, 101 Friendship Street, Providence, RI 02903 (susan.bowler@dcyf.ri.gov).

In accordance with RIGL 42-35-3, an oral hearing will be granted if requested by twenty-five (25) persons, or by an agency or an association having at least twenty-five (25) members. A request for an oral hearing must be made within thirty (30) days of this notice.

The Department of Children, Youth, and Families does not discriminate against individuals based on race, color, national origin, sex, gender identity or expression, sexual orientation, religious belief, political belief or handicap. The prohibition against discriminatory practices extends to the agencies, organizations and institutions the Department licenses.

POSTED: 1/5/15

~~Education of Non-Adjudicated Residents~~

~~Rhode Island Department of Children, Youth, and Families
Division of Juvenile Correctional Services: Training School
Policy: 1200.1715~~

~~Effective Date: June 14, 2004 Revised Date: July 7, 2014 Version: 3~~

~~The Education Program provides educational services for all residents through assigned learning groups. During the entire length of the resident's stay at the Training School, regardless of his/her adjudication status, Education Program staff encourage parent or legal guardian participation.~~

~~Related Procedures~~

~~Education of Non-Adjudicated Residents~~

~~Related Policies~~

~~Educational Evaluation of Residents~~

~~Special Education Services~~

~~Compliance with Section 504 of the Rehabilitation Act~~

~~Education of Non – Adjudicated Residents~~

~~Procedure from Policy 1200.1715: Education of Non-Adjudicated Residents~~

~~A. Non-adjudicated residents are provided instruction as follows:~~

- ~~1. Each resident is evaluated in conformance with DCYF Policy 1200.1714, Educational Evaluation of Residents. Information gathered is utilized to assign him/her to appropriate learning group.~~
- ~~2. Residents participate in academic and co-curricular subjects.~~
- ~~3. A certified Special Education Teacher provides support in conformance with DCYF Policy 1220.1725, Special Education Services.~~
- ~~4. On the fifth day of detention, the Education Administration initiates procedures to obtain the resident's record from the school system where the resident last attended.~~
- ~~5. Resident's educational placement and/or services are adjusted, if necessary, based on the needs identified in the records forwarded by the home school/ district.~~
- ~~6. On the 21st day and thereafter, detained residents receive educational credit for work which is transferred to the local school/district.~~

~~B.A. Paragraph A is consistent with American Correctional Association Standards 3-JDF-5C-01 and 3-JDF-5C-02.~~